

IN UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

CODON DEVICES, INC., DUKE UNIVERSITY,  
and the MASSACHUSETTS INSTITUTE OF  
TECHNOLOGY,

Plaintiff,

v.

BLUE HERON BIOTECHNOLOGY, INC.,

Defendant.

C.A. No. 07-148-\*\*\*

**MOTION AND ORDER FOR ADMISSION PRO HAC VICE**

Pursuant to Local Rule 83.5 and the attached certification, counsel moves the admission pro hac vice of Alexander L. Brainerd of Heller Ehrman LLP, 333 Bush Street, San Francisco, CA 94104, to represent defendant Blue Heron Biotechnology, Inc., in this matter.

POTTER ANDERSON & CORROON LLP

By: /s/ David E. Moore

Richard L. Horwitz (#2246)

David E. Moore (#3983)

Hercules Plaza, 6<sup>th</sup> Floor

1313 N. Market Street

P. O. Box 951

Wilmington, DE 19899

(302) 984-6000

rhorwitz@potteranderson.com

dmoore@potteranderson.com

Dated: June 25, 2007  
801549/31389

*Attorneys for Defendant  
Blue Heron Biotechnology, Inc.*

**ORDER GRANTING MOTION**

IT IS HEREBY ORDERED counsel's motion for admission pro hac vice is granted.

Date: \_\_\_\_\_

\_\_\_\_\_  
United States District Judge

**CERTIFICATION BY COUNSEL TO BE ADMITTED PRO HAC VICE**

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, am admitted, practicing and in good standing as a member of the Bar of the State of California, and pursuant to Local Rule 83.6 submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify I am generally familiar with this Court's Local Rules.

In accordance with Standing Order for District Court Fund effective 1/1/05, I further certify that the annual fee of \$25.00

☐ has been paid to the Clerk of the Court

☒ will be submitted to the Clerk's Office upon the filing of this motion

Date: June 25, 2007

Signed: /s/ Alexander L. Brainerd  
Alexander L. Brainerd  
Heller Ehrman LLP  
333 Bush Street  
San Francisco, CA 94104  
Tel: (415) 772-6000

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**CERTIFICATE OF SERVICE**

I, David E. Moore, hereby certify that on June 25, 2007, the attached document was hand delivered to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading:

Jack B. Blumenfeld  
Leslie A. Polizoti  
Morris, Nichols, Arsht & Tunnell  
1201 N. Market Street  
Wilmington, DE 19801

I hereby certify that on June 25, 2007, I have Electronically Mailed the documents to the following:

Ed R. Reines  
Nicholas A. Brown  
Rip J. Finst  
Weil, Gotshal & Manges LLP  
201 Redwood Shores Parkway  
Redwood Shores, CA 94065  
[edward.reines@weil.com](mailto:edward.reines@weil.com)  
[nicholas.brown@weil.com](mailto:nicholas.brown@weil.com)  
[rip.finst@weil.com](mailto:rip.finst@weil.com)

/s/ David E. Moore  
Richard L. Horwitz  
David E. Moore  
Potter Anderson & Corroon LLP  
Hercules Plaza – Sixth Floor  
1313 North Market Street  
P.O. Box 951  
Wilmington, DE 19899-0951  
(302) 984-6000  
[rhorwitz@potteranderson.com](mailto:rhorwitz@potteranderson.com)  
[dmoore@potteranderson.com](mailto:dmoore@potteranderson.com)